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November 17, 2004

Mr. Craig Melodia
Associate Regional Counsel
U.S. Environmental Protection Agency
Office of Regional Counsel (C-14J)
77 West Jackson Street
Chicago, Illinois 60604

**Subject: Response to Request for Information Pursuant to 104(e) of CERCLA
Solvay Coke and Gas; Milwaukee, Wisconsin**

Dear Mr. Melodia:

Attached is the response to the information request on behalf of Water Street Holdings, LLC. I have answered these questions to the best of my ability. As you know others and I have conducted Removal Actions at the site under an agreement with U.S. EPA since I took ownership of the property. I have not had any involvement with the historical operations at the site that precipitated the need for the Removal Actions nor any other Response Actions.

In our meeting at the site, we discussed the nature of certain records and documents that are available at the site. I would like to reiterate that some of these documents are very old and fragile, but U. S. EPA is certainly welcome to review any of these documents upon a mutually agreeable arrangement.

Please call me if you have any questions. I can be reached at 414-349-1041.

Very truly yours,

Water Street Holdings, LLC



Mr. Thomas Short

Response to Questions from EPA

1. Did you ever use, purchase, store, treat, dispose, transport or otherwise handle any materials including hazardous substances, at the site? If the answer to the preceeding question is anything but an unqualified “no”, identify:
 - a. The chemical composition, characteristics, physical state (e.g. solid, liquid) of each material.
 - b. Who supplied you with such material.
 - c. How such materials were used, purchased, generated, disposed of or otherwise handled by you.
 - d. When such materials were used, purchased, generated, stored, treated, transported, disposed of or otherwise handled by you.
 - e. Where such materials were used, purchased, generated, stored, treated, transported, disposed of or otherwise handled by you.
 - f. The quantities of such materials used, purchased, generated, stored, treated, transported, disposed of or otherwise handled by you.

The answer to this question is an unqualified NO. Any operation disposal and transport of hazardous substances took place during the course of a Superfund Removal Action. The Removal Actions were undertaken in accordance with an Administrative Order of Consent between the respondents and US EPA. Prior to the activities conducted as part of that order, no use, purchase, storage, treatment, disposal, transport or handling of hazardous substances was undertaken by Water Street Holdings, LLC.

2. State the dates during which you owned, operated or leased the site and provide copies of all documents evidencing or relating to such ownership, operation or lease arrangements.

Water Street Holdings, LLC. took possession of the site on or about February 14, 2003. Attached is a copy of the deed to the property.

3. Identify all persons having knowledge or information about the generation, transportation, treatment or disposal, or other handling of hazardous substances by you, your contractors, lessors, or by prior owners or operators at the site.

The individuals with knowledge of operations about the Superfund Removal actions have been disclosed to EPA in separate documentation.

4. Identify the prior owners of the site. For each owner, further identify:
 - a. Dates of ownership:
 - b. All evidence showing they controlled access to the site; and
 - c. All evidence that a hazardous substance, pollutant, or contaminant was released or threatened to be released at the site during the period that they owned the site.

Water Street Holdings LLC. does not have detailed ownership information of the site other than title information disclosed during a routine land survey and title search of the site. This information will be made available at the site for US EPA inspection should they desire.

5. Identify the prior operators, including lessors, of the site.
For each operator, further identify

- a. The dates of operation
- b. The nature of prior operations at the site.
- c. All evidence that they controlled access to the site
- d. All evidence that a hazardous substance, pollutant or contaminant was released or threatened to be released at or from the site and/or its solid waste units during the period that they were operating the site.

Water Street Holdings LLC. Has certain documentation at the site that may disclose or shed light on prior operators of the facilities. Many of these documents are very old and may be easily damaged. Water Street Holdings LLC will make all of these documents available for inspection to US EPA upon suitable arrangement.

Water Street Holdings LLC also has strong evidence that since the time the property ceased to function as a manufactured gas plant / coal gasification facility, the site was operated by Gerrovac, Inc. During this time interval, they conducted demolition operations of structures at the site. These structures contained asbestos containing building materials. At the time of the removal actions, co-mingled demolition debris mixed with asbestos materials were removed from these former demolition areas.

6. Have you or any other person working with you or on your behalf ever-accepted waste materials, including hazardous substances, for transportation to the site from any person? If the answer to this question is anything but an unequivocal "no", identify:
 - a. The persons from whom you or such other persons accepted waste materials for transport to the site.
 - b. Every date on which waste materials were so accepted or transported.
 - c. For each transaction, the nature of the waste materials accepted or transported, including the chemical content, characteristics, physical state

- (e.g. solid, liquid) and the process for which the material was used or the process which generated the material.
- d. For each material, describe any warnings given to you with respect to its handling.
 - e. The owner of the materials so accepted or transported.
 - f. The quantity of the material involved (weight or volume) in each transaction and the total quantity for all transactions.

Beyond the work conducted as part of the Superfund Removal actions, the answer to this question is NO.

7. Identify all persons, including yourself, who may have arranged for disposal, or treatment or arranged for disposal or treatment of waste materials including hazardous substances at the site at the site. In addition, identify the following:
- a. The persons with whom you or such other persons made such arrangements.
 - b. Every date on which such arrangements took place.
 - c. For each transaction, the nature of the waste material or hazardous substance, including the chemical content, characteristics, physical state (e.g. solid, liquid) and the process for which the substance was used or the process which generated the substance.
 - d. The owner of the waste materials or hazardous substances so accepted or transported.
 - e. The quantity of the waste materials or hazardous substances involved (weight or volume) in each transaction and the total quantity for all transactions.
 - f. The persons who selected the site as the place to which the waste materials were to be transported.
 - g. Where the person identified in (f) above intended to have such hazardous substances or waste materials transported and all evidence of this intent.
 - h. What was actually done to the waste materials or hazardous substances once they were brought to the site.
 - i. The final disposition of each of the waste materials or hazardous substances involved in such transactions.
 - j. The measures taken by you to determine the actual methods, means and site of treatment or disposal of the waste material and hazardous substances involved in each transaction.

Other than work required and conducted under the Administrative Order of Consent to complete the Superfund Removal Actions, no Waste Material was disposed from the site. Consequently no arrangements for disposal could have been conducted outside of the Removal Actions.

8. Identify the acts or omissions of any person, other than your employees, contractors or agents, that may have caused the release or threat of release of

hazardous substances, pollutants or contaminants, and damages resulting there from.

Prior to acquisition of the property by Water Street Holdings, LLC, certain demolition and other activities were conducted at the site by others that co-mingled Asbestos Containing Building Materials with building rubble and debris. The cleanup of this co-mingled waste was addressed during the Removal Actions.

9. If you have reason to believe that there may be persons able to provide a more detailed or complete response to any Information Requests or who may be able to provide additional response documents, identify such persons.

Mr. Richard Schlict is a former manager of the facility. He is still alive and lives in the Milwaukee area. His personal knowledge of the facility operation and certain documents in his possession may be useful.

10. Provide Copies of all local, state and federal environmental permits ever granted for the facility or any part thereof.

The only permits received by Water Street Holdings, LLC or representatives were those obtained for purposes of executing the requirements of the Superfund Removal Actions. Water Street Holdings LLC has no first hand knowledge of operating permits for former activities at the site.